

UNITED STATES DISTRICT COURT
for the

Eastern District of North Carolina

FILED IN OPEN COURT
ON 11/6/2015
Julie Richards Johnston, Clerk
US District Court
Eastern District of NCUnited States of America
v.

Eusebio Munoz-Aguirre

Date of Original Judgment: January 31, 2013Date of Previous Amended Judgment: February 22, 2013

(Use Date of Last Amended Judgment if Any)

) Case No: 5:12-CR-5-1BO
) USM No: 54381-080) Jennifer A. Dominguez
Defendant's Attorney**ORDER REGARDING MOTION FOR SENTENCE REDUCTION
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of the defendant the Director of the Bureau of Prisons the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

DENIED. GRANTED and the defendant's previously imposed sentence of imprisonment (*as reflected in the last judgment issued*) of 132 months is reduced to 120 months.

If the amount of time the defendant has already served exceeds this sentence, the sentence is reduced to a "Time Served" sentence, subject to an additional period of up to ten (10) days for administrative purposes of releasing the defendant.

(Complete Parts I and II of Page 2 when motion is granted)

Except as otherwise provided, all provisions of the judgment(s) dated January 31, 2013, and February 22, 2013, shall remain in effect. **IT IS SO ORDERED.**

Order Date: 11-6-15
Judge's signatureEffective Date: November 1, 2015
*(if different from order date)*Terrence W. Boyle, U.S. District Judge
Printed name and title